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12 *Counsel for Defendants Parker and Williams*

13  
14 **UNITED STATES DISTRICT COURT**  
15  
16 **DISTRICT OF NEVADA**

17 21st CENTURY COMMUNITIES,  
18 INC., a Nevada corporation,

19 Plaintiff,

20 vs.

21 MUZLINK, LLC, a California  
22 limited liability company; PHILLIP  
23 BRADLEY PARKER, a California  
24 Resident, WAYNE WILLIAMS, a  
25 California Resident, DOES I through  
26 X; and ROE CORPORATIONS, I  
27 through X, inclusive,

28 Defendants.

Case No. 2:09-cv-2458-RFB-VCF

**STIPULATION RE DEFENDANTS'  
REQUEST FOR EITHER A CHANGE OF  
THE DATE FOR THE PRETRIAL  
CALENDAR CALL OR PERMISSION FOR  
DEFENDANTS' COUNSEL TO APPEAR  
VIA TELEPHONE AT SUCH  
PROCEEDING**

1. Defendants Phillip Bradley Parker and Wayne Williams (collectively "Defendants") submit this stipulation seeking either a change of the date and time of the scheduled Calendar Call regarding the Trial or for permission for lead counsel, Neal M. Goldstein, to appear for such via telephone.

2. Defendants so request because the Court's recent order sets such Call on Defendants' lead counsel's Mother's 90<sup>th</sup> Birthday (March 21, 2019).

3. On November 30, 2018, the Court entered the following order:

ORDER Granting [161] Stipulation. IT IS ORDERED that

Jury Trial is set for 4/1/19 at 9:00 AM in LV Courtroom 7C  
before Judge Richard F. Boulware, II. IT IS FURTHER  
ORDERED that Calendar Call is set for 3/21/19 at 3:00 PM  
in LV Courtroom 7C before Judge Richard F. Boulware,

IT IS FURTHER ORDERED that trial briefs,  
proposed voir dire, proposed jury instructions, exhibit  
and witness lists are due by 3/20/19.

4. Neal M. Goldstein is lead counsel for the Defendants. His mother turns 90 on  
March 21<sup>st</sup>, the day on which the Court ordered the final Calendar Call.

5. Long before the order was entered, Mr. Goldstein's sibling and mother had  
arranged to be in the Chicago area to celebrate his Mother's birthday from March 20<sup>th</sup> through  
March 24<sup>th</sup>. Mr. Goldstein had previously purchased airplane tickets to fly to Chicago on March  
20<sup>th</sup> and return on March 24<sup>th</sup>. Mr. Goldstein can be at a Calendar Call on March 19, 2019 or  
before or the afternoon of March 25<sup>th</sup> or thereafter.

6. Mr. Goldstein would like to be present for the Calendar Call applicable to the trial  
of this matter.

7. Defendants request that the Calendar be rescheduled, which is preferable to the  
Defendants, or that Mr. Goldstein be allowed to appear for the Call via telephone.

8. Defendants ask only that the Calendar Call be at a time and in a manner where their  
counsel can appear and also be available to celebrate with his Mother's 90<sup>th</sup> Birthday. If necessary,  
counsel asks that he be given permission to appear via telephone, which he can do at the time that  
the call is presently scheduled. However, as noted, Defendants prefer that the Call be at a time  
when Mr. Goldstein can be present in the event any issues arise at that time.

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1           9.       Plaintiffs have no objection to a change of the Calendar call as long as such does  
2 not give rise to a conflict for them.

3           By their signatures below, all parties agree and stipulate to the foregoing and request the  
4 Court enter an order in accordance therewith:

5  
6 Dated: December 10, 2018

/s/ Neal M. Goldstein  
Neal M. Goldstein  
Attorney for Defendants Parker and Williams

8 GREENBEERG TRAUIG, LLP

9  
10 By:/s/Kara .B. Henricks  
Kara B. Hendricks  
Attorneys for Plaintiff

11  
12 ORDER

13 IT IS ORDERED that the Calendar Call in the above captioned matter previously set for  
14 3/21/19 at 3:00 PM is vacated and continued to March 19, 2019 at 3:00 PM in LV Courtroom 7C.

15 IT IS FURTHER ORDERED that proposed voir dire, proposed jury instructions,  
16 exhibit and witness lists are due by March 15, 2019; trial brief is due by March 18, 2019.

17 IT IS FURTHER ORDERED that motions in limine are due by March 11, 2019 with  
18 responses due by March 15, 2019.

19 ~~Alternatively, IT IS ORDERED that Neal M. Goldstein, counsel for the Defendant~~  
20 ~~in the above captioned action may appear at the Calendar Call in the above captioned~~  
21 ~~matter via telephone.~~

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24 RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE

25 DATED: December 11, 2018.  
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